

DETAILED ACTION

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. Marcus W. Sprow on 01/17/2008.

The application has been amended as follows:

temp 2-15-08 IN Claim ⁹ 1 line 6, replace the word "as a function of" with ---utilizing---.

und 2-15-08 IN Claim ⁹ 1 line 7, delete the word "of a charging time"

In Claim 11, line 4, replace the word "as a function of" with ---utilizing---.

IN Claim 11 line 5, delete the word "of a charging time"

2. The following is an examiner's statement of reasons for allowance:

3. Claims 9 and 11-20 allowed

For Claim 9: primarily, the prior art of record does not disclose or suggest in the claimed combination: determining the charge drawn utilizing an exponential function from the start of the drawing of the charge, wherein the exponential function includes a time constant defined at least as a function of the energy storage battery type and of the temperature of the electrolyte measured by the device for measuring battery temperature.